

FEDERAL BUREAU OF INVESTIGATION
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FOI/PA# 1212344-0

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UNITED STATES GOVERNMENT

Memorandum

~~SECRET~~

DATE: June 8, 1970

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TO : Mr. DeLoach

FROM : W. C. Sullivan

ROUTE IN ENVELOPE

SUBJECT: INTERAGENCY COMMITTEE ON INTELLIGENCE

(ESTABLISHED BY THE PRESIDENT, JUNE 5, 1970)
MEETING WITH THE DIRECTOR'S OFFICE, 11 AM, JUNE 8, 1970

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
EXCEPT WHERE SHOWN
OTHERWISE

DECLASSIFICATION AUTHORITY DERIVED FROM:
FBI AUTOMATIC DECLASSIFICATION GUIDE
DATE 2-22-12
BY 654116345

This memorandum is to record meeting of captioned Committee in the Director's Office 11 am, Monday, 6/8/70, which was chaired by the Director with the following persons present: Mr. Richard Helms, Director of the Central Intelligence Agency (CIA); General Donald V. Bennett, Director of the Defense Intelligence Agency (DIA); Admiral Noel Gaylor, Director of the National Security Agency (NSA); and his Assistant Mr. Benson K. Buffham; Mr. Tom Huston, Staff Assistant to the President at the White House; as well as Racial Intelligence Section Chief George C. Moore and myself.

The Director pointed out to the Committee that the President, in establishing this special intelligence Committee, recognized definite problems arising from subversive activities on the international scale and expected the Committee to coordinate and plan so that the world-wide picture could be better brought into perspective for the President. The Director stated that he well recognized the importance of the work of this Committee and he stated that along with organized crime this is equally important.

The Director further commented concerning the foreign aspect of today's subversive domestic problem and stated that prior to the 1960's, the main threat to our security was foreign-directed intelligence espionage activities but today we have a different problem marked by highly organized dissident groups seeking to destroy our form of Government.

In outlining the work of the Committee, the Director pointed out: (1) The situation should be thoroughly explored to determine exactly what the problem is. (2) Each agency must explore the facilities which must and can be used in order to develop facts for a true intelligence picture. The Director noted the President mentioned restrictions which were hampering our intelligence operations and accordingly we should list for the President in detail such

WCS:chs (5)

- 1 - Mr. DeLoach
- 1 - Mr. Sullivan
- 1 - Mr. C.D. Brennan
- 1 - Mr. G.C. Moore

CLASSIFIED BY 1458 6/10/79
EXEMPT FROM GDS CATEGORY 2,3
DATE OF DECLASSIFICATION INDEFINITE

REC-17 62-113546-2

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Memorandum to Mr. DeLoach

RE: INTERAGENCY COMMITTEE ON INTELLIGENCE

(ESTABLISHED BY THE PRESIDENT, JUNE 5, 1970)

MEETING IN DIRECTOR'S OFFICE, 11 AM, JUNE 8, 1970

restraints and restrictions together with the pros and cons involved so that the President can make a decision as to which ones should be utilized. (3) The Director stated it was most important that the foreign connections of domestic problems be determined pointing out that we know Cuba, Red China and the Soviet-bloc are deeply in the picture. The Director also commented the importance of ascertaining what is happening in foreign countries concerning this same subversive problem and how it has been dealt with by those countries; for example, the Director mentioned that the water cannon had been used most effectively against the hippies in Paris, as well as elsewhere and maybe the application of this tactic should receive consideration. In this regard, the Director commented the picture of what goes on abroad would more appropriately come within the purview of the CIA, DIA and NSA. (u)

The Director stated he was establishing a working sub-committee headed by Assistant Director William C. Sullivan and composed of designated representatives of the other agencies present and the first meeting would be at 3:30 pm, 6/9/70 at the U. S. Intelligence Board Meeting Room and subsequent thereto a meeting would be held every Tuesday and Friday in order to draw together the raw material in order to present a final report to captioned Committee for scrutiny and evaluation on 6/22/70. The submission of the final report to the President will be on 6/30 or 7/1/70. The Director emphasized it was most vital that all agencies give this matter top priority.

Following the Director's initial remarks, those officials present commented that the aims and goals presented by the Director were realistic and that all present would cooperate in the fullest in getting organized and getting on with the highly important task which faces the special Committee.

During the discussion all agreed that the initial primary problem facing the Committee was to concentrate upon methodology in intelligence collection. The Director stated although brevity is the key, a detailed listing of all the items which are currently obstructing the FBI and other intelligence agencies in attaining their goals must be set out clearly with pros and cons so that the President is able to make a determination as to what he is willing to let us do. Some of the matters to be considered in this regard mentioned by the

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(u)

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Memorandum to Mr. DeLoach

RE: INTERAGENCY COMMITTEE ON INTELLIGENCE

(ESTABLISHED BY THE PRESIDENT, JUNE 5, 1970)

MEETING IN DIRECTOR'S OFFICE, 11 AM, JUNE 8, 1970

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Director were: (1) [redacted]

[redacted] (2) Limitations on telephone surveillances
and (3) [redacted]

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[redacted] (10)
It was agreed that the President is extremely anxious for the utmost degree of cooperation among all the agencies in coordination of this matter and the Director pointed out that there is certainly no problem with respect to coordination and the Director wanted it understood that the President expects the group to work together as a team.

At the close of the meeting, the Director again emphasized that the importance of this matter dictated that each agency put its top experts to work on this matter and that it be given the highest priority in order that this deadline is met as expected by the President.

ACTION:

You will be advised as to the results of the meeting of the working committee which takes place tomorrow, 6/9/70, at 3:30 pm.

[Handwritten initials]

[Handwritten "WCS"]

[Handwritten checkmark]

[Handwritten "WBS" and a star]

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~~TOP SECRET~~

1 - Mr. Tolson
1 - Mr. Sullivan

June 25, 1970

The President
The White House
Washington, D. C.

Dear Mr. President:

The Interagency Committee on Intelligence (Ad Hoc), which you established on June 5, 1970, has completed its assessment of the current internal security threat and related matters. A special report setting forth the findings of the Committee is attached.

This report is divided into three parts. Part One sets forth a summary of the current internal security threat. Part Two summarizes various operational restraints on intelligence collection and lists both the advantages of maintaining these restrictions and the advantages of relaxing them. Part Three provides an evaluation of interagency coordination, including suggested measures to improve the coordination of domestic intelligence collection.

This report has been approved by all of the members of the Committee representing the Central Intelligence Agency, the Defense Intelligence Agency, the National Security Agency, and the Federal Bureau of Investigation.

Sincerely yours,

Enclosure

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NO FOREIGN DISSEMINATION

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The Attorney General

Director, FBI

CLASSIFICATION AUTHORITY DERIVED FROM:
FBI AUTOMATIC DECLASSIFICATION GUIDE
DATE 2-22-12
BY 1163458

July 27, 1970

- 1 - Mr. W. C. Sullivan
- 1 - Mr. C. D. Brennan

INTERAGENCY COMMITTEE ON INTELLIGENCE

There is enclosed a copy of a letter dated July 23, 1970, with attachment, addressed to me from Mr. Tom Charles Huston, White House Presidential Assistant.

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For your information, on June 5, 1970, the President established an ad hoc interagency committee on intelligence chaired by me and also including the Directors of the Central Intelligence Agency, the Defense Intelligence Agency, and the National Security Agency. Mr. Huston served in a liaison capacity with the committee. This committee was requested by the President to submit a report assessing the current internal security threat, providing an evaluation of intelligence collection procedures, identifying gaps in our present collection efforts with recommended measures to close such gaps, and reviewing current procedures for interagency coordination with recommended steps to improve such procedures.

The final report of this committee was completed on June 25, 1970, and delivered to the President. This report set forth eight specific areas (corresponding to the eight numbered paragraphs in the attached letter from Mr. Huston) which had been reviewed by the committee. The first six related to current restraints on intelligence collection procedures; the seventh was concerned with budget and manpower needs in the event the various restraints were relaxed; and the eighth area dealt with the possible establishment of a permanent interagency committee on domestic intelligence. In each area the report of the committee was presented to show the advantages and disadvantages of any changes in current policies and also to allow the President to indicate his desires.

Enclosures - 2

RDC:sfw/ekn (5)

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SEE NOTE PAGE FOUR

CLASSIFIED BY 14828/3/30/98
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DATE OF DECLASSIFICATION INDEFINITE

MAILED 2
JUL 27 1970
COMM-FBI

- Tolson
- Sullivan
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The Attorney General

As set out in the attached letter from Mr. Huston, it is noted that the President has directed the relaxation of four investigative restraints directly affecting the responsibilities of the FBI. These include:

1. Intensified use of electronic surveillances and penetrations to effect coverage of individuals and groups in the United States who pose a major threat to the internal security, as well as [redacted] in the United States of interest to the intelligence community. In this connection, in the report presented to the President on June 25, 1970, I made clear the FBI's opposition to the relaxation of our present policy of selected coverage on major internal security threats through the use of this technique. I pointed out that the FBI believes electronic surveillance coverage is adequate at this time, but that we would not object to other agencies seeking the authority of the Attorney General for any coverage required by them and thereafter instituting such coverage themselves. (S) (U)

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2. Removal of instructions on legal mail coverage and relaxation of covert mail coverage to permit use of this technique on selected targets of [redacted] interest. In this connection, in the report of June 25, 1970, I made clear the FBI's strong objection to implementing any covert mail coverage. It is the FBI's position that if covert mail coverage is implemented, it is likely that information would leak out of the post office to the press and that serious damage would be done to the intelligence community because of the very nature of this coverage. We have no objection to legal mail coverage, provided it is used on a carefully controlled and selective basis in both criminal and security matters. (S) (U)

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(U) (S) 3. The removal of restraints on the use of surreptitious entry [redacted] and against other urgent and high priority targets. In the [redacted] (S) (U)

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~~HANDLE VIA COMINT CHANNELS ONLY~~ (U)

The Attorney General

report of June 25, 1970, the FBI was clearly on record as being
opposed to [REDACTED]

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[REDACTED] (U) (S) (C) (U)
(U) 4. An increase in coverage of violence-prone campus
and student-related groups and the removal of all restraints which
limit such coverage. In the report of June 25, 1970, the FBI specifically
objected to removing any of the present controls and restrictions
relating to the development of campus sources. It was pointed out
that to relax these restrictions would severely jeopardize our inves-
tigations and could result in leaks to the press which would be
damaging and which could lead to charges that investigative agencies
are interfering with academic freedom. (U)

In connection with the proposed establishment of a
permanent interagency committee on domestic intelligence, in the
report of June 25, 1970, I specifically made clear my opposition to
such a committee while pointing out that the FBI would approve of
preparing periodic domestic intelligence estimates. (U)

Despite my clear-cut and specific opposition to the
lifting of the various investigative restraints referred to above and
to the creation of a permanent interagency committee on domestic
intelligence, the FBI is prepared to implement the instructions of
the White House at your direction. Of course, we would continue to
seek your specific authorization, where appropriate, to utilize the
various sensitive investigative techniques involved in individual cases. (U)

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~~HANDLE VIA COMINT CHANNELS ONLY~~ (U)

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~~HANDLE VIA COMINT CHANNELS ONLY~~

The Attorney General

I would appreciate a prompt expression of your views concerning this matter, noting the request set forth in Mr. Huston's letter that an interagency committee be constituted by August 1, 1970. We are taking no action to implement the instructions contained in Mr. Huston's letter pending your reply. (U)

NOTE:

See cover memo Brennan to Sullivan, dated 7/25/70, prepared by RDC:ekn. (U)

Classified "~~Top Secret, Handle Via Comint Channels~~ (U)
Only" since this contains information so previously classified. (U)

~~TOP SECRET~~
~~HANDLE VIA COMINT CHANNELS ONLY~~

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. W. C. Sullivan

DATE: 7/25/70

FROM : C. D. Brennan

SUBJECT: INTERAGENCY COMMITTEE ON INTELLIGENCE

DECLASSIFICATION AUTHORITY
FBI AUTOMATIC DECLASSIFICATION GUIDE
2-22-12 REF 1163453

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With reference to attached letter 7/23/70 from Mr. Tom C. Huston, White House presidential assistant, it is believed that we should immediately direct a letter to the Attorney General advising him of the background of this matter and of Mr. Huston's instructions on behalf of the President. Letter to Attorney General would specifically note the Bureau's pointed opposition to the lifting of investigative restraints in the very sensitive areas involved (electronic surveillances and penetrations, mail coverage, surreptitious entry, and the development of campus sources) as well as our opposition to the creation of a permanent interagency committee.

In our letter to the Attorney General, it is felt, we should point out that despite our clear-cut opposition, we are prepared to implement the instructions of the White House if he so directs, but that we would continue to seek his specific approval where appropriate to use these sensitive techniques in individual cases. In addition, with regard to the [redacted] it is believed we should specifically advise the Attorney General that we are no longer in a position to effect such coverage and that, if used, the coverage should be handled by the particular agency interested.

ACTION:

Attached for approval is letter to the Attorney General in line with the foregoing observations. Letter requests an early reply in view of the instructions of White House that the permanent committee be constituted effective 8/1/70. Letter further points out that we are holding any additional action in abeyance pending Attorney General's response.

Enclosures

RDC;ekn
(3)

1- Mr. W. C. Sullivan
1- Mr. C. D. Brennan

CLASSIFIED BY ~~8/6/78~~
EXEMPT FROM GDS CATEGORY 2, 3
DATE OF DECLASSIFICATION INDEFINITE

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Memorandum W. C. Sullivan to Mr. Tolson
RE: INTERAGENCY COMMITTEE ON INTELLIGENCE (AD HOC)

4. The prior draft contained a number of proposals relative to a permanent interagency committee including a full-time working group staffed by the various intelligence agencies. In the proposed final draft, these proposals have been toned down somewhat and the proposed full-time working group is mentioned only in passing as a possible future eventuality.* In fact, after considerable discussion the wording of this whole section was framed with a view of eliminating any suggestion that the proposed interagency committee would interfere with the internal operations of any individual agency. In addition, a footnote was added expressing the Bureau's specific views concerning any such committee or group.

5. The section on budget and manpower restrictions (pages 40-41) was revised to make it clear that the FBI does not have any problem with regard to review and approval of its budgetary requests.

Copies of this proposed final draft are being furnished to the member agencies for their review so that all interested parties will be fully cognizant of its contents in advance of the final meeting of the Director's Committee in his office at 3 p.m., Thursday, June 25, 1970. Those present will be Mr. Richard Helms, CIA; Lt. General D. V. Bennett, DIA; and Vice Admiral Noel Gaylor, NSA. Each man will no doubt be accompanied by an aide.

ACTION:

Upon approval, this report will be printed and assembled and then delivered to the Director's Office with a transmittal letter to the President in time for the Director's meeting. Due to the extremely sensitive nature of the report, each copy is being numbered and a record will be kept of each recipient. The Director will note that at the beginning of the President's copy there will be a form to be signed by each agency's head indicating approval of the report.

WBS

*Since the concept of a full-time working staff was all but eliminated, a footnote was not taken regarding this item.

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~~CONFIDENTIAL~~

UNITED STATES GOVERNMENT

Memorandum

~~CONFIDENTIAL~~

TO : Mr. Felt

DATE: 5/18/73

FROM : E. S. Miller *EM/ID*

CLASSIFIED BY *14828*
EXEMPT FROM GDS CATEGORY *2,3*
DATE OF DECLASSIFICATION INDEFINITE

SUBJECT: INTERAGENCY COMMITTEE ON INTELLIGENCE (AD HOC)

Mr. Felt ☒
Mr. Baker ☒
Mr. Callahan ☒
Mr. Cleveland ☒
Mr. Conrad ☒
Mr. Gebhardt ☒
Mr. Jenkins ☒
Mr. Marshall ☒
Mr. Miller, E.S. ☒
Mr. Soyars ☒
Mr. Thompson ☒
Mr. Walters ☒
Tele. Room ☒
Mr. Baise ☒
Mr. Barnes ☒
Mr. Bowers ☒
Mr. Herington ☒
Mr. Conny ☒
Mr. Mintz ☒
Mr. Eardley ☒
Mrs. Hogan ☒

Pursuant to the request of Acting Director Ruckelshaus, I contacted Mr. J. Fred Buzhardt, Special Assistant to the President on 5/17/73.

Mr. Buzhardt requested our co-operation in providing him with a comprehensive outline of the history and activities of the Interagency Committee on Intelligence (Ad Hoc). A copy of the "Special Report" prepared by this Committee was found among highly sensitive material in the papers of former Special Counsel to the President John Dean.

A detailed review has been made of Bureau files in this matter. In summary, the Interagency Committee on Intelligence (Ad Hoc) was established under the chairmanship of former Director Hoover following a conference between Mr. Hoover and President Nixon on 6/5/70. Its purpose was to make recommendations for the more effective coordination of the intelligence gathering efforts of the FBI, Central Intelligence Agency (CIA), the National Security Agency (NSA), and the Defense Intelligence Agency (DIA) and to examine existing limitations on the use of certain intelligence collection techniques. Members of the Committee included CIA Director Helms, Director Gayler of NSA, Director Bennett of DIA and White House Staff Assistant Tom Huston.

Following a number of sessions of a working subcommittee headed by Assistant Director W. C. Sullivan of the Bureau, the Committee issued a 43-page "Special Report" which was delivered to the White House on 6/26/70. This report summarized the internal security threat facing the United States, reviewed limitations on intelligence collection and suggested measures to improve the co-ordination of domestic intelligence collection by the various Agencies. It was approved and signed by the head of each member agency.

1-Mr. Miller

1-Mr. Cotter

Enc. - Sent 5-18-73

RDC:nlb (3)

25 MAY 29 1973

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Memorandum to Mr. Felt
Re: INTERAGENCY COMMITTEE ON INTELLIGENCE (AD HOC)

By memorandum 7/23/70, Mr. Huston advised that the President had reviewed the "Special Report" and had reached certain decisions. According to Huston, the President desired a relaxation of restraints in a number of areas and the creation of a permanent interagency committee on domestic intelligence.

A copy of Huston's memorandum, along with pertinent background information, was sent to Attorney General Mitchell by letter 7/27/70. Mr. Mitchell was requested to furnish a prompt expression of his views and was advised the FBI was taking no action to implement the instructions contained in Huston's memorandum pending his reply. The Attorney General's attention was called to Mr. Hoover's opposition to the lifting of various investigative restraints and to the creation of a permanent interagency committee on domestic intelligence. The letter noted, however, that the FBI was prepared to implement White House instructions at Mitchell's direction.

The restraints referred to in the "Special Report" included limitations on the use of [REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]. (S) (U)

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Our file does not show any further developments subsequent to the 7/27/70 letter to AG. There is no indication Mitchell ever responded to this communication or that any further action was taken by FBI.

However, it is the recollection of knowledgeable personnel that, on instructions which apparently originated with Mr. Hoover's office, the original of Huston's memorandum of 7/23/70 was returned to Huston about 7/30/70. It was the understanding of supervisors handling this matter at the time that a conversation had taken place between Mr. Hoover and Mitchell; and that Mitchell had reached an understanding with Mr. Haldeman at White House that the Huston memorandum would be returned without any acknowledgement or action being taken with the entire matter being a closed issue. No documentary evidence exists to support the foregoing.

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~~CONFIDENTIAL~~

Memorandum to Mr. Felt
Re: INTERAGENCY COMMITTEE ON INTELLIGENCE (AD HOC)

In any case, Interagency Committee on Intelligence (Ad Hoc) was terminated on 6/25/70 upon approval of its report.

It is noted that former Assistant Director W. C. Sullivan might have additional information concerning this matter, particularly regarding the basis for our returning Huston memorandum of 7/23/70 to the White House with no action being taken thereon. We are not recommending, however, that Sullivan be interviewed at this time. It is felt this should be left to the discretion of the White House and/or the Department.

ACTION:

Attached is a letter to Assistant Attorney General Petersen of the Criminal Division advising him of Mr. Buzhardt's request. We are providing Petersen with a letterhead memorandum (attaching copies of pertinent communications from our files) which summarizes the work of the Interagency Committee on Intelligence (Ad Hoc). Mr. Petersen is being asked to advise whether the Department has any objection to our providing this data to Mr. Buzhardt at the White House.

Providing the Department interposes no objection, we will immediately furnish Buzhardt with this information following a response from Petersen.

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PRIORITY

JUNE

FROM ACTING DIRECTOR, FBI

6/8/73

TO THE WHITE HOUSE SITUATION ROOM
(ATTENTION: MR. J. FRED BUZHARDT)

1 - Mr. Eardley
1 - Mr. Gebhardt
(Att: Mr. Nuzum)
1 - Mr. E. S. Miller
1 - Mr. J. R. Wagoner
1 - Mr. T. J. Smith

DEFENSE INTELLIGENCE AGENCY

THE ATTORNEY GENERAL

REC-33

THE DEPUTY ATTORNEY GENERAL

62-113546-26

MR. ARCHIBALD COX, SPECIAL PROSECUTOR, DEPARTMENT OF JUSTICE
(BY MESSENGER)

ALLEGATION OF ELECTRONIC SURVEILLANCES.

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ON JUNE 5, 1973, [REDACTED] WHO STATED THAT HE
WAS BORN [REDACTED], AND WHO IS CUR-
RENTLY EMPLOYED BY [REDACTED]

WORKING FOR THE NATIONAL SECURITY COUNCIL UNDER CONTRACT WITH THE
GOVERNMENT, TELEPHONICALLY CONTACTED THE LOS ANGELES OFFICE OF THE
FBI AND FURNISHED THE FOLLOWING INFORMATION.

HE STATED HE HAD RECENTLY READ AN ARTICLE IN THE JUNE 2, 1973,
EDITION OF "THE NEW YORK TIMES" ENTITLED "UNUSED SPY PLAN UNDER FBI
STUDY." HE STATED THAT AFTER READING THE ARTICLE HE HAD CONCLUDED
THAT THE FBI IS APPARENTLY CONDUCTING AN INDEPENDENT INVESTIGATION
WITH RESPECT TO THE 1970 DOMESTIC INTELLIGENCE PLAN REFERRED TO IN

5-20

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WAF

TJS

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Mr. Felt _____
Mr. Baker _____
Mr. Callahan _____
Mr. Cleveland _____
Mr. Conrad _____
Mr. Gebhardt _____
Mr. Jenkins _____
Mr. Marshall _____
Mr. Miller, E.S. _____
Mr. Soyars _____
Mr. Thompson _____
Mr. Walters _____
Tele. Room _____
Mr. Baise _____
Mr. Barnes _____
Mr. Bowers _____
Mr. Herington _____
Mr. Conny _____
Mr. Mintz _____
Mr. Eardley _____
Mrs. Hogan _____

RHH:ems
(7)

SEE NOTE PAGE 4

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TELETYPE TO THE WHITE HOUSE SITUATION ROOM, ET AL.

THE ARTICLE AND THAT THIS INVESTIGATION MIGHT RELATE TO HIM. [REDACTED] DID NOT ELABORATE ON THIS ALLEGATION BUT STATED THAT ON JUNE 4, 1973, HE HAD SENT A LETTER TO THE DEPARTMENT OF DEFENSE, DEPUTY GENERAL COUNSEL LEONARD NIEDERLEHNER, WITH A COPY TO BRIGADER GENERAL JOSEPH J. CAPPUCCI, DIRECTOR, DEFENSE INVESTIGATIVE SERVICE, DEPARTMENT OF DEFENSE, WHEREIN HE REQUESTED AN INVESTIGATION REGARDING POSSIBLE ELECTRONIC SURVEILLANCES BEING PLACED ON HIS VARIOUS RESIDENCES BETWEEN 1969 AND THE PRESENT ALLEGEDLY IN THE INTEREST OF NATIONAL SECURITY. [REDACTED] STATED THAT HE HAD EVIDENCE WITH REGARD TO SUCH SURVEILLANCES BEING PLACED ON HIS TELEPHONES BUT DID NOT FURTHER ELABORATE. [REDACTED] SAID THAT HE HAD NOT SENT A COPY OF HIS LETTER TO THE FBI SINCE HE WANTED TO GIVE THE SECRETARY OF DEFENSE AN OPPORTUNITY TO CONDUCT HIS OWN INVESTIGATION WITH RESPECT TO ELECTRONIC SURVEILLANCES, AS WELL AS MAIL COVERS, TO DETERMINE WHETHER THESE WERE JUSTIFIED AND IN THE INTEREST OF NATIONAL SECURITY. HE FURTHER STATED THAT HE HAD TELEPHONED DEPUTY COUNSEL NIEDERLEHNER ON JUNE 4, 1973, AND REQUESTED THE INVESTIGATION BE COMPLETED BY JUNE 14, 1973, AT WHICH TIME HE WILL BE IN WASHINGTON, D. C., ON BUSINESS AND INTENDS TO CONTACT THE GENERAL COUNSEL'S OFFICE TO DISCUSS THE RESULTS OF THE INVESTIGATION. HE SAID THAT IF HE DID NOT RECEIVE A SATISFACTORY ANSWER, HE WOULD THEN GO TO FBI HEAD-QUARTERS AND REQUEST A COMPLETE INVESTIGATION IN THIS MATTER BY THE

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TELETYPE TO THE WHITE HOUSE SITUATION ROOM, ET AL.

FBI AND MAY ALSO CONTACT THE SENATE COMMITTEE INVESTIGATING THE WATERGATE AFFAIR. HE SAID HE MAY ALSO CONTACT THE WATERGATE PROSECUTORS.

[] IS THE AUTHOR OF []

[] WHICH CONTAINS AN ANNOTATED LISTING OF BOOKS, ARTICLES, LECTURES, INTERVIEWS, AND COMMENTARIES ON THE SUBJECT OF ITS TITLE. IN CORRESPONDENCE DIRECTED TO THE FBI IN NOVEMBER, 1971, [] ADVISED THAT HE WAS INVOLVED IN A RAND CORPORATION PROJECT STUDYING THE "VULNERABILITY OF NATIONAL INTELLIGENCE SYSTEMS TO STRATEGIC DECEPTION AND POSSIBLE COUNTERMEASURES."

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[] HAS NOT BEEN THE SUBJECT OF INVESTIGATION BY THE FBI NOR HAS HE BEEN SUBJECTED TO ELECTRONIC SURVEILLANCES BY THIS BUREAU.

"THE NEW YORK TIMES" ARTICLE REFERRED TO ABOVE STATED THAT THE FBI WAS LOOKING INTO THE POSSIBILITY THAT "ELEMENTS OF THE NIXON ADMINISTRATION'S MASTER PLAN FOR DOMESTIC INTELLIGENCE GATHERING WERE PUT INTO OPERATION DESPITE PRESIDENT NIXON'S ASSURANCE THAT THE PROPOSAL 'NEVER WENT INTO EFFECT.'"

FOR YOUR ADDITIONAL INFORMATION, THE FBI IS NOT CONDUCTING AN INVESTIGATION OF THE IMPLEMENTATION OF THE 1970 DOMESTIC INTELLIGENCE PLAN REFERRED TO BY [] AND THE JUNE 2, 1973, ARTICLE IN "THE NEW YORK TIMES."

b6
b7C

END

TELETYPE TO THE WHITE HOUSE SITUATION ROOM, ET AL.

NOTE:

The above being disseminated to recipients as [] has indicated he will contact the Department of Defense on 6/14/73 regarding his allegations and to advise the Department of Defense that the Bureau has conducted no electronic surveillances on or investigations of [] Copy is being sent to Special Prosecutor [] per his request as it relates to the Watergate issue. Information in the attached was contained in Los Angeles teletype, dated 6/6/73, captioned "James Walter McCord, Jr., et al., Burglary of Democratic National Headquarters, Washington, D. C., 6/17/72, IOC."

b6
b7c

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

JUN 11 1973

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 5/27/85 BY SP2TAP/clb
#257197

REC-83

Mr. Felt	_____
Mr. Baker	_____
Mr. Callahan	_____
Mr. Cleveland	_____
Mr. Conrad	_____
Mr. Gebhardt	_____
Mr. Jenkins	_____
Mr. Marshall	_____
Mr. Miller, E.S.	_____
Mr. Soyars	_____
Mr. Thompson	_____
Mr. Walters	_____
Tele. Room	_____
Mr. Baise	_____
Mr. Barnes	_____
Mr. Bowers	_____
Mr. Herington	_____
Mr. Conmy	_____
Mr. Munz	_____
Mr. Eardley	_____
Mrs. Hogan	_____

NR 021 LA PLAIN

613PM NITEL 6-6-73 MAH

TO ACTING DIRECTOR (139-4089)

FROM LOS ANGELES (139-306) 3P

Interagency Committee on Intelligence
JAMES WALTER MC CORD, JR., ET AL; BURGLARY OF DEMOCRATIC
NATIONAL HEADQUARTERS, WASHINGTON, D. C. 6-17-72, IOC, 00:
WASHINGTON FIELD.

ON 6-5-73, [REDACTED], TELEPHONICALLY CONTACTED
THE LOS ANGELES OFFICE AND FURNISHED THE FOLLOWING INFORMATION:

HE WAS BORN [REDACTED] AND HAS
SOCIAL SECURITY ACCOUNT NUMBER [REDACTED] HE IS CURRENTLY
EMPLOYED BY [REDACTED]

AND IS WORKING FOR [REDACTED] UNDER CONTRACT
WITH THE GOVERNMENT AND IS GENERALLY INVOLVED IN CLASSIFIED

ACTIVITIES. HE REFERRED TO AN ARTICLE IN THE [6-2-73, EDITION 13
OF THE NEW YORK TIMES ENTITLED "UNUSED SPY PLAN UNDER FBI
STUDY" WITH BYLINE BY JOHN CREWDSON.] AFTER READING THE ARTICLE

END PAGE ONE

JUN 13 1973

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b7c

UNRECORDED COPY FILED IN 139-4151

PAGE TWO

LA 139-306

HE CONCLUDED THE FBI IS APPARENTLY CONDUCTING AN INDEPENDENT INVESTIGATION WITH RESPECT TO THE 1970, DOMESTIC INTELLIGENCE PLAN AND THIS INVESTIGATION MIGHT RELATE TO HIM. HE WOULD NOT ELABORATE ON THIS. ON 6-4-73, HE SENT A LETTER ADDRESSED TO THE ACTING GENERAL COUNSEL NIEDLER^h LEHNER, WITH A COPY TO BRIGADIER GENERAL JOSEPH J. CAPPUCCI, OFFICE OF THE SECRETARY OF DEFENSE WHEREIN HE REQUESTED AN INVESTIGATION REGARDING ELECTROLIC SURVEILLANCES OF HIS VARIOUS RESIDENCES BETWEEN 1969 AND THE PRESENT DATE, ALLEGEDLY IN THE INTEREST OF NATIONAL SECURITY. HE CONTENDS HE HAS EVIDENCE WITH REGARD TO ELECTRONIC SURVEILLANCES BEING PLACED ON HIS TELEPHONE BUT WOULD NOT ELABORATE. [] DID NOT SEND A COPY OF THIS LETTER TO THE FBI SINCE HE WANTED TO GIVE THE SECRETARY OF DEFENSE AN OPPORTUNITY TO CONDUCT HIS OWN INVESTIGATION WITH RESPECT TO ELECTRONIC SURVEILLANCES AS WELL AS MAIL COVERS TO DETERMINE WHETHER THESE WERE JUSTIFIED AND IN THE INTEREST OF NATIONAL SECURITY. HE ALSO TELEPHONED ACTING GENERAL COUNSEL^S LEHNER ON 6-4-73, AND REQUESTED THE INVESTIGATION BE COMPLETED BY 6-14-73. ON 6-14-73, HE WILL BE IN WASHINGTON, D.C. ON BUSINESS AND INTENDS TO GO TO THE GENERAL COUNSEL^S'S

END PAGE TWO

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b7c

PAGE THREE

LA 139-306

OFFICE TO DISCUSS THE RESULTS OF THAT AGENCY'S INVESTIGATION. IF HE DOES NOT GET A SATISFACTORY ANSWER HE WILL THEN GO TO FBI HEADQUARTERS AND REQUEST A COMPLETE INVESTIGATION IN THIS MATTER BY THE FBI. HE MAY ALSO CONTACT THE SENATE COMMITTEE INVESTIGATING THE WATERGATE AFFAIR AND THE WATERGATE PROSECUTORS. THIS IS BEING FURNISHED FOR THE BUREAU'S INFORMATION IN THE EVENT [] DOES CONTACT FBI HEADQUARTERS ON OR ABOUT 6-14-73. AN LHM WILL BE SUBMITTED FOR CONSIDERATION FOR DISSEMINATION TO DISCO.

LOS ANGELES INDICES REVEAL [] WAS INTERVIEWED BY BOSTON OFFICE ON 9-17-71, CONCERNING [] AND FURNISHED GENERAL INFORMATION CONCERNING CONTACTS WITH

[]

END

MSI FBIHQ ACK 3 CLR

b6
b7c

'Unused' Spy Plan Under F.B.I. Study

By JOHN M. CREWDSON
Special to The New York Times

WASHINGTON, June 1—The Federal Bureau of Investigation is looking into the possibility that elements of the Nixon Administration's master plan for domestic intelligence gathering were put into operation despite President Nixon's assurance that the proposal "never went into effect."

Mr. Nixon acknowledged the existence of the so-called "1970 intelligence plan" in a long statement last week on several aspects of the Watergate case.

He disclosed at one point that the "unused" intelligence program, which was drawn up in response to increasing campus and urban unrest, included provisions for "surreptitious entry" by Federal agents in the course of national security investigations.

Federal investigators believe that the plan's "breaking and entering" clause may have been used to support a number of covert burglaries, including some laid to members of the special investigations unit at the White House, but they have not yet determined which Administration officials, if any, authorized its use.

The F.B.I. is now examining a copy of the secretary intelligence program, as are investigators for the Senate Watergate committee. The Senators received their copy of the document from John W. Dean 3d, who removed it from the White House shortly before he was dismissed April 30 as the President's legal counsel.

Senator Sam J. Ervin Jr., Democrat of North Carolina, chairman of the Senate Select Committee on Presidential Campaign Activities, said yesterday that he had seen the plan and that its contents "would be a great shock to the American people if they were released."

The Senator said he interpreted the papers as "an effort or a plan to set up an operation to spy on the American people in general, or at least on those who didn't agree with the Administration."

Sources close to Mr. Dean have said that the former Presidential lawyer feels that certain portions of the documents, which he originally placed in the safety deposit box of an area bank, would implicate Mr.

Nixon in some aspects of the Watergate scandal.

But Mr. Ervin told newsmen in Winston-Salem, N.C. yesterday that he had not yet seen anything in the plan that supported Mr. Dean's alleged belief. The Senator did say, however, that "those making this plan had the same mentality employed by the Gestapo in Nazi Germany."

He added that he would ask Federal intelligence officials to look over the documents "to see what should not be released," but that most of them could probably be made public by the committee.

Two Principal Areas

The F.B.I.'s investigation is focusing on two principal areas: The September, 1971, burglary of the Los Angeles office of Dr. Daniel Ellsberg's former psychiatrist, and a series of four break-ins in 1971 and 1972 at the offices and residences of Chilean diplomats here and in New York City.

E. Howard Hunt Jr., a former member of the special investigations unit who pleaded guilty in the Watergate bugging case, has told a Federal grand jury that he and G. Gordon Liddy directed the unsuccessful attempt to steal Dr. Ellsberg's psychiatric records.

Liddy, convicted in the Watergate trial in January, was also a member of the special investigations unit. In his statement, Mr. Nixon described the unit as a small group at the White House whose principal purpose was to stop security leaks—they were nicknamed "plumbers"—and to investigate other sensitive security matters.

The F.B.I. has not yet determined who was responsible for a break-in at the Chilean Embassy in Washington and break-ins at the residences of three Chilean diplomats in New York City.

There have been reports that Liddy and Hunt also supervised the tapping of telephones used by two reporters for The New York Times after the newspaper published parts of the Pentagon papers in June, 1971, and that some of the "plumbers" conducted other covert operations, including break-ins, against the Berrigan brothers, the Black Panther party and the Chicago Seven while they were involved in Federal criminal proceedings.

Mr. Felt _____
Mr. Baker _____
Mr. Callahan _____
Mr. Cleveland _____
Mr. Conrad _____
Mr. Gebhardt _____
Mr. Jenkins _____
Mr. Marshall _____
Mr. Miller, E.S. ✓
Mr. Soyars _____
Mr. Thompson _____
Mr. Walters _____
Tele. Room _____
Mr. Baise _____
Mr. Barnes _____
Mr. Bowers _____
Mr. Herington _____
Mr. Conmy _____
Mr. Mintz _____
Mr. Eardley _____
Mrs. Hogan _____

T. J. SMITH

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/28/85 BY SP2TAP/CK

(LAST)

The Washington Post Times Herald _____
The Evening Star (Washington) _____
The Sunday Star (Washington) _____
Daily News (New York) _____
Sunday News (New York) _____
New York Post _____
The New York Times 12/1/73
The Daily World _____
The New Leader _____
The Wall Street Journal _____
The National Observer _____
People's World _____

Date 6 2 73

102-11516-26

UNITED STATES GOVERNMENT

Memorandum

1 - Mr. J. E. Adams
1 - Mr. J. A. Mintz
1 - Mr. W. R. Wannall
1 - Mr. A. B. Fulton

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
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Training _____
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Telephone Rm. _____
Director Sec'y _____

TO : Mr. W. R. Wannall *W* JUNE

DATE: 7/29/74

FROM : A. B. Fulton *AF*

SUBJECT: RECORDS OF SPECIAL ELECTRONIC
COVERAGE PLACED AT THE REQUEST
OF THE WHITE HOUSE -
PUBLICATION BY THE HOUSE
JUDICIARY COMMITTEE -
DAMAGE ASSESSMENT

#257197
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/28/85 BY SPZTAP C/S

The following is being set forth to assess the possible damage to Bureau operations that may issue from the publication of certain documents contained in Bureau files relating to special electronic coverage placed at the request of the White House (SPECOV), the Radford coverage (COVE) and publication of portions of the Special Report of the Interagency Committee on Intelligence (AD HOC). This latter document (AD HOC) was not furnished the Judiciary Committee by the Bureau but was turned over to Judge Sirica by [redacted]. On 6/19/74 the House Judiciary Committee, as part of its impeachment hearings, published Book VII (four volumes) entitled "White House Surveillance Activities and Campaign Activities." These volumes contained reproductions in full or in part of 44 of the 172 serials that we sent to the Department for transmission to the Judiciary Committee.

Some of the documents contained in Book VII carry a "~~Top Secret~~" classification. Their publication is a blatant disregard of classification procedures and violates the agreement reached by the Department and the Rodino Committee at the time the documents were turned over to the Committee.

These documents were "in-house" memoranda prepared in connection with the placing of the 17 wiretaps, memoranda requesting authorizations for electronic surveillances from the Attorney General, highly sensitive summary letters prepared for various officials at the White House containing material developed from the logs of the electronic surveillances, the results of a thorough investigation by the Inspection Division into the circumstances surrounding the removal of the files from the Bureau to the White House, informative memoranda prepared by Bureau officials in explanation of the institution, maintenance, and subsequent removal of the records of the 17 wiretaps from the Bureau, records relating to the Radford wiretaps and the AD HOC papers.

RHH:rfk 343

CONTINUED - OVER

SPEC. AD-IT. RM.

6 SEP 30 1974

ROUTE IN ENVELOPE

Memo Fulton to Wannall; 8/6/74; RHH:200.

Memorandum to Mr. W. R. Wannall
Re: Records of Special Electronic
Coverage Placed at the Request
of the White House -
Publication by the House
Judiciary Committee -
Damage Assessment

In the preparation of these various documents, the writers, with the full expectation that their material would always remain privileged, set forth not only statements of fact, but also candid assessments of various situations then existing. This is particularly true in relation to the removal of the papers to the White House. Some of the material, specifically the AD HOC documents, set out in detail investigative tools that the Bureau has used in the past and which it is currently using. Surreptitious entry (black bag operation - not presently used), wiretapping, use of informants, mail covers (both routine and covert) are discussed. This document also sets forth a frank assessment of threats to the country from various areas, specifically, militant new left groups, black extremists, intelligence operations of foreign countries and other revolutionary groups. In each of these areas our limitations in countering these threats are laid bare.

OBSERVATIONS:

It should be pointed out that some of this material has appeared in the press in articles written about Watergate over the past two years. The fact that the 17 wiretaps existed has been publicized off and on ever since the "Time" magazine article appeared on 2/26/73.

Various excerpts from the documents as well as bits and pieces of information from them have appeared in newspaper articles ever since that time. The identities of the subjects of the wiretaps have been set out in the public press and two of those mentioned have already instituted suits against the Government. The divulgence of the information on the 17 in the Judiciary documents, therefore, does not per se seem to damage any of our current on-going operations. The major damage, however, lies in the revelation of the unorthodox transfer of these documents from the custody of the Bureau with the attendant loss of confidence in the confidentiality of the Bureau's operation in the intelligence field.

CONTINUED - OVER

Memorandum to Mr. W. R. Wannall
Re: Records of Special Electronic
Coverage Placed at the Request
of the White House -
Publication by the House
Judiciary Committee -
Damage Assessment

The statement by Robert Mardian, former Assistant Attorney General of the Internal Security Division of the Department, concerning W. C. Sullivan's allegation that Mr. Hoover has used wiretaps in the past to blackmail other presidents can certainly damage our image in the public eye and will make it more difficult to obtain any relaxation of wiretapping restrictions from the Congress.

While the revelations about the 17 are thus damaging, it is something we can live with and in time live down. The most destructive revelation is the publication of the so-called AD HOC Committee Report. The damage by the publicity of this detailed summary of our counterintelligence effort with its input from other intelligence agencies could be far reaching; not in the sense that it will place current operations in jeopardy, but in the sense that in its frank assessment, it reveals to hostile governments just where our weaknesses lie and just how hamstrung we are by legal and administrative restraints.

These disclosures also make public one other wire-tap operation (COVE) which to date has not become a public issue but which may become such as a result of this disclosure.

In summary, it can be said that our operations have suffered in general by these revelations, especially in the eyes of those who have trusted us in the past and relied upon our ability to maintain the public trust through our tightly held operations. We have not, however, suffered irreparable damage in any on-going investigations or suffered the loss of any investigative tool.

CONTINUED - OVER

Memorandum to Mr. W. R. Wannall
Re: Records of Special Electronic
Coverage Placed at the Request
of the White House -
Publication by the House
Judiciary Committee -
Damage Assessment

RECOMMENDATION:

None. For information.

*Discussed at
Conf - 9/30
[Signature]*

Jma

R.H.H.

WRW/TJS

A letter should be prepared
to some of House & Senate
leaders to outline our
position - When prepared
we will work out the
one to whom we send
it - Before ~~does~~ sending
it out let's discuss with
A.G.

K

~~TOP SECRET~~

1 - Mr. McDermott
1 - Mr. Mintz
1 - Mr. Wannall
1 - Mr. Fulton
1 - Mr. Horner

August 29, 1974

JUNE

BY LIAISON

Honorable Henry A. Kissinger
The Secretary of State
Washington, D. C.

CLASSIFIED BY SP2TAP/CJS

6-28-85

Dear Mr. Secretary:

I thought you should be advised of steps being taken by the FBI to protect certain sensitive information contained in a ~~Top Secret~~, Special Report of the Interagency Committee on Intelligence (AD HOC) excised portions of which were recently published by the House Judiciary Committee in its report on "White House Surveillance Activities and Campaign Activities."

I have attached a memorandum titled "Interagency Committee on Intelligence (AD HOC)" dated August 21, 1974, which more fully describes the nature of the Interagency Committee on Intelligence and its Special Report.

While the excised material from the Special Report published by the House Judiciary Committee did not seriously jeopardize any ongoing investigations being conducted by the FBI, other unpublished portions of the document contain extremely sensitive material which could cause grave damage to the Nation from a diplomatic as well as intelligence standpoint.

In an effort to prevent disclosure of these sensitive portions of this document, officials of the FBI have briefed the Attorney General and a representative of the House Judiciary Committee on the damage that could result from disclosure of the unpublished portions. Letters advising of this danger have been sent to Special Prosecutor Leon Jaworski and Judge John Sirica, who are in possession of the unexcised document, and to Senators John L. McClellan and John C. Stennis and Congressmen

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Telephone Rm. _____
Director Sec'y _____

RHH:rfk

(9)

~~TOP SECRET~~

Classified by 183

Exempt from GDS, Category Number 2

Date of Declassification Indefinite

SEE NOTE PAGE TWO

ROUTE IN ENVELOPE


534-546

~~TOP SECRET~~

Honorable Henry A. Kissinger
The Secretary of State

George M. Mahon and Lucien M. Nedzi, who chair Congressional committees also known to be in possession of unexcised versions of the Special Report.

Sincerely yours,


Clarence M. Kelley
Director

Enclosure

- 1 - The Attorney General
- 1 - Honorable William E. Colby

NOTE:

See Note on memorandum to the Attorney General captioned "Interagency Committee on Intelligence (AD HOC)" dated 8/29/74 and prepared by RHH:rfk.

The enclosed attachment is a copy of an LHM previously approved and transmitted to the Attorney General.

The Minority Counsel to the House Judiciary Committee Mr. Albert Jenner was briefed by Associate Director Callahan and Inspector T. J. Smith on 8/27/74. He advised he would immediately brief Chairman Rodino upon his return to Washington.

~~TOP SECRET~~

~~TOP SECRET~~

1 - Mr. McDermott
1 - Mr. Mintz
1 - Mr. Wannall
1 - Mr. Fulton
1 - Mr. Horner
August 29, 1974

BY LIAISON

J U N E



Dear :

I am enclosing herewith a copy of a letter with attachment I have sent today, to Secretary of State Kissinger relating to the Special Report of the Interagency Committee on Intelligence (AD HOC).

I thought you would be interested in the steps we are taking to prevent further disclosure of sensitive portions of this document.

Sincerely yours,

(s) C. Kelley

Clarence M. Kelley
Director



Enclosures - 2

RHH:rfk

(7)

NOTE:

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Director Sec'y _____

See Note on memorandum to the Attorney General captioned "Interagency Committee on Intelligence (AD HOC)" dated 8/29/74 and prepared by RHH:rfk.

~~TOP SECRET~~

Classified by 183
Exempt from GDS, Category Number 2
Date of Declassification Indefinite

ROUTE IN ENVELOPE

b7E

b7E

6 SEP 30 1974

TELETYPE UNIT ☐

~~TOP SECRET~~

1 - Mr. McDermott
1 - Mr. Mintz
1 - Mr. Wannall
1 - Mr. Fulton
1 - Mr. Horner
August 29, 1974

The Attorney General

JUNE

Director, FBI

INTERAGENCY COMMITTEE ON
INTELLIGENCE (AD HOC)

DECLASSIFIED BY SP2-TAP/CLS
ON 6-28-85

257197

Reference is made to the discussion on August 22, 1974, among Associate Director Callahan and Inspector T. J. Smith of the FBI and you relating to the damage to the Nation that could ensue from the publication of sensitive portions of a ~~Top Secret~~, Special Report prepared by the captioned Committee dated June, 1970.

Pursuant to your instructions during that discussion, the enclosed letter with attachment has been sent to the Secretary of State to apprise him of the danger that could result from future publication of sensitive portions of this document.

Enclosures - 2

RHH:rfk (8)

NOTE:

The Special Report of the Interagency Committee on Intelligence is classified ~~"Top Secret"~~ and contains extremely sensitive material. Portions of the document were published by the House Judiciary Committee as part of its impeachment hearings. Copies of the unexcised document, which is extremely sensitive, remain in the hands of Congressional committees having oversight of CIA, Judge Sirica, the House Judiciary Committee and the Special Prosecution Force. This matter was discussed with the Attorney General on 8/22/74, and the potential damage that could result from further disclosure of sensitive portions of the document was explained. He instructed that we prepare a letter notifying the Secretary of State of the damage that could result from publication of sensitive portions of the document. The attached letter to Dr. Kissinger advises of this potential damage and our efforts to protect it.

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EX 104

~~TOP SECRET~~

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Date of Declassification Indefinite

ROUTE IN ENVELOPE

GPO 254-346

~~TOP SECRET~~

- Mr. J. J. McDermott
- Mr. W. R. Wannall
- Mr. J. A. Mintz
- Mr. A. B. Fulton

September 10, 1974

Honorable Earl J. Silbert
United States Attorney
United States Courthouse
Third and Constitution Avenue NW
Washington, D. C. 20001

JUNE

DECLASSIFIED BY SP2TAP/CS
ON 8-28-85
#259197

Dear Mr. Silbert:

On July 19, 1974, the House Judiciary Committee published its report on "White House Surveillance Activities and Campaign Activities" (Book VII). Pages 384-431 of this report contain excised portions of a document entitled "Special Report of the Interagency Committee on Intelligence (AD HOC)." The publication of the "~~Top Secret~~" document, even though partially excised, has caused me concern. Among the excised portions of the document there is material which I feel, if publicly disclosed, could cause grave damage to the Nation's security.

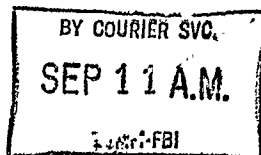
I have been advised that a copy of the "Special Report" was furnished to your office by Judge Sirica.

I am bringing this matter to your attention with the request that, in the event you contemplate disclosure of the material in future proceedings, you call upon me to discuss the significance of the material prior to its disclosure.

Sincerely yours,

15/ Clarence M. Kelley

Clarence M. Kelley
Director



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Director Sec'y _____

RHH:rfrk
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SEE NOTE PAGE TWO

~~TOP SECRET~~

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Exempt from GDS, Category Number 2
Date of Declassification Indefinite

SEP 30 1974

MAIL ROOM ☐

TELETYPE UNIT ☐

ROUTE IN ENVELOPE

62-113546-44

~~TOP SECRET~~

Honorable Earl J. Silbert
United States Attorney

NOTE:

See memorandum A. B. Fulton to Mr. W. R. Wannall,
dated 8/20/74, captioned "Records of Special Electronic
Coverage Placed at the Request of The White House - Publication
by the House Judiciary Committee - Damage Assessment"
prepared by RHH:rfk.

~~TOP SECRET~~

United States District Court
for the District of Columbia

Chambers of
Judge John J. Sirica

August 30, 1974

Honorable Clarence M. Kelley
Director
Federal Bureau of Investigation
United States Department of Justice
Washington, D.C. 20535

Dear Director Kelley:

I have received your letter of August 21, 1974 in reference to a document entitled "Special Report of the Interagency Committee on Intelligence (AD HOC)." This document and several memoranda were lodged with the Court on May 14, 1973. A few days later and at their request, the Senate Select Committee on Presidential Campaign Activities and the United States Attorney for the District of Columbia were each furnished one copy of the documents. The original of the "Special Report" has been maintained by the Court under seal since its receipt, and will continue to be so protected.

I have no present plan or intention to disclose the contents of this document. Nevertheless, should the time come that any disclosure is contemplated, I will call upon you to discuss the matter beforehand as you request.

Sincerely yours,

John J. Sirica

John J. Sirica

REC-48

EX 104

62-113546-44

SEP 18 1974

LEGAL COUNSEL

FILE

Info.

Assoc. Dir.	_____
Dep.-A.D.-Adm.	_____
Dep.-A.D.-Inv.	_____
Asst. Dir.:	_____
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Director Sec'y	_____

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DATE 8/28/85 BY SPZTAP

EXP. PROC.

SEP 3 1974

SEP 10 1974